

1 QUIN DENVER, Bar #49374  
2 Federal Defender  
3 LINDA HARTER, Bar # 179741  
Assistant Federal Defender  
3 801 I Street, 3rd Floor  
Sacramento, California 95814  
4 Telephone: (916) 498-5700

5 Attorney for Defendant  
6 STUART MARTIN ALLEN

7 IN THE UNITED STATES DISTRICT COURT  
8  
FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) No. CR-S-04-0438 DFL  
11 )  
12 Plaintiff, )  
13 ) STIPULATION AND [PROPOSED ORDER]  
v. )  
14 )  
15 STUART MARTIN ALLEN, ) Date: June 23, 2005  
16 ) Time: 10:00 A.M.  
Defendant. )  
17 ) Judge: Hon. David F. Levi

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17 IT IS HEREBY STIPULATED by and between the parties hereto through  
18 their respective counsel, WILLIAM WONG, Assistant United States  
19 Attorney, attorney for Plaintiff, LINDA HARTER, Assistant Federal  
20 Defender, attorney for defendant, that the current Status Conference  
21 date of June 2, 2005 be vacated and a new Status Conference date of  
22 June 23, 2005 at 10:00 a.m. be set.

23 Defense counsel has not received a written plea offer in this  
24 case. In addition, defense counsel has received additional discovery  
25 that she will need to review with her client.

26 It is further stipulated and agreed between the parties that the  
27 period beginning June 2, 2005 to June 23, 2005, should be excluded in  
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1 computing the time within which the trial of the above criminal  
2 prosecution must commence for purposes of the Speedy Trial Act for  
3 defense preparation. All parties stipulate and agree that this is an  
4 appropriate exclusion of time within the meaning of Title 18, United  
5 States Code, Section 3161(h)(8)(iv) (Local Code T4) and that the ends  
6 of justice to be served by a continuance outweigh the best interests of  
7 the public and the defendant in a speedy trial.

8 Dated: June 1, 2005

9 Respectfully submitted,

10 QUIN DENVER  
Federal Defender

11  
12 /S/LINDA HARTER  
LINDA HARTER  
Assistant Federal Defender  
Attorney for Defendant  
STUART MARTIN ALLEN

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14 MCGREGOR W. SCOTT  
United States Attorney

15  
16 Dated: June 1, 2005

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18 BY: /S/WILLIAM WONG  
WILLIAM WONG  
Assistant U.S. Attorney

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27 Stipulation and order/Stuart Allen\Cr-S-04-438

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2                   **ORDER**  
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4                 Based on the parties' stipulation and good cause appearing  
5 therefrom, the Court hereby adopts the stipulation of the parties in  
6 its entirety as its order. The Court specifically finds that the ends  
7 of justice served by the granting of such continuance outweigh the  
8 interests of the public and the defendant in a speedy trial.

9                 IT IS SO ORDERED.  
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11                 DATED: 6/2/2005  
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13                   
14                 DAVID F. LEVI  
15                 United States District Judge  
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17                 Stipulation and order/Stuart Allen/Cr-S-05-174  
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